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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT TACOMA

7 RICHARD ROY SCOTT,

8 Plaintiff,

9 v.

10 KELLY CUNNINGHAM,

Defendant.

No. C11-5509 BHS/KLS

ORDER RE-NOTING MOTIONS

11 This matter was stayed pending decision by Chief Judge Marsha J. Pechman of Plaintiff's  
12 motion to recuse the undersigned magistrate judge. ECF No. 45. Pursuant to the Order staying  
13 this matter, Plaintiff's Motion for Leave to Depose Non-Parties (ECF No. 27), Motion for  
14 Default (ECF No. 31), and Motion to Add Defendant (ECF No. 39) were removed from the  
15 Court's calendar. Chief Judge Pechman has denied Plaintiff's motion for recusal. ECF No. 49.  
16 The stayed motions will now be re-noted on the Court's calendar to allow the parties to respond  
17 and reply in a timely fashion.

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19 As Plaintiff was previously advised, motions he filed while this matter was stayed would  
20 not be considered and would be dismissed. *See* ECF No. 45 at 3. Plaintiff filed motions after the  
21 stay. If Plaintiff wishes any dismissed motion to be considered, he must re-file the motion, serve  
22 counsel for Defendant, and note the motion for hearing on the Court's calendar.  
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1 It is **ORDERED** that the Clerk shall **re-note** Plaintiff's motions (ECF Nos. 27, 31, and  
2 39) for **November 4, 2011**.

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4 **DATED** this 19th day of October, 2011.

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7 Karen L. Strombom  
8 United States Magistrate Judge  
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